

No. 01-20-00568-CV

IN THE FIRST COURT OF APPEALS
HOUSTON, TEXAS

FILED IN
1st COURT OF APPEALS
HOUSTON, TEXAS
4/16/2021 2:59:59 PM
CHRISTOPHER A. PRINE
Clerk

SUNIL KUMAR MEHTA AND MEHTA INVESTMENTS, LTD.,

Defendants–Appellants

v.

MOHAMMED AHMED

Plaintiff-Appellee

Appeal from the 295th Judicial District Court of Harris County, Texas
Trial Court Cause No. 2017-84654

**UNOPPOSED MOTION FOR SECOND EXTENSION OF TIME
TO FILE APPELLEE’S BRIEF**

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COUNSEL FOR APPELLEE
MOHAMMED AHMED

TO THE HONORABLE JUSTICES OF THE FIRST COURT OF APPEALS:

Appellee, Mohammed Ahmed, pursuant to Texas Rule of Appellate Procedure 10.5(b), files this Unopposed First Motion for Extension of Time to File Appellee's Brief, making the brief due on **May 28, 2021**. In support of its motion, Appellee would respectfully show the Court as follows:

1. Appellee's Brief is currently due April 28, 2021. This is the **second** request for an extension of time by Appellee.

2. This is an appeal from a four-day jury with a substantial record and many complex issues. An extension is needed to fully address issues raised by Appellants.

3. In addition, counsel for Appellee have been (and will be) working on other trial and appellate matters leading up to the current due date of Appellee's Brief, including, among others:

- a. A substantial evidentiary hearing before the Alabama State Board of Adjustment Claim No. 162-20180003 in April;
- b. A motion for judgment in the Circuit Court of Mobile Alabama (CV-20-900171);
- c. Counsel has a confidential arbitration that is set for hearing in early May and the parties are currently engaged in finishing discovery and other briefing;
- d. Counsel has another confidential arbitration that is set for hearing in July and the parties are finishing discovery and taking a number of depositions in April;
- e. Counsel had an opening brief due in *Chris Ferron v. Precision Directional Services, Inc.*, No. 14-21-0082-cv, which is an accelerated appeal.

4. This motion is not for delay but so that justice may be done. Counsel for Appellants does not oppose the relief requested.

Request for Relief

Appellee, Mohammed Ahmed, requests that this Court grant Appellee's First Unopposed Motion for Extension of Time to File Appellee's Brief, grant Appellee a thirty-day extension, and that the Court enter an order permitting Appellee's brief to be filed on or before **May 28, 2021**.

Dated: April 16, 2021.

Respectfully submitted,

By: /s/ Peter Scaff

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CERTIFICATE OF CONFERENCE

As required by Tex. R. App. P. 10.1(a)(5), I certify that I have conferred with Roger Townsend, attorney for Appellants, who indicated that this motion is unopposed.

/s/ Philip J. Morgan
Philip J. Morgan

CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2021, the undersigned filed a copy of the foregoing via the Court's electronic filing system and/or served a copy by United States mail, postage prepaid, to the following:

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